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**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE**

JUAN VILLALOBOS DELIRA, an
individual,

Plaintiff

vs.

WELLS FARGO BANK, N.A., CAL-
WESTERN RECONVEYANCE
CORPORATION; FEDERAL HOME
LOAN MORTGAGE CORPORATION;
and DOES 1 through 50, inclusive
Defendants

Case No.: 11-cv-02020-EJD

**NOTICE OF WITHDRAWAL OF
NOTICE AND MOTION TO
DISMISS BY DEFENDANTS
WELLS FARGO BANK, N.A. AND
FEDERAL HOME LOAN
MORTGAGE CORPORATION**

**TO THE HONORABLE COURT AND TO ALL PARTIES AND THEIR
ATTORNEYS OF RECORD:**

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Respectfully submitted,
WRIGHT, FINLAY & ZAK, LLP

By: s/ Ronald M. Arlas, Esq.

T. Robert Finlay, Esq.,
Ronald M. Arlas, Esq.,
Attorneys for Defendants,
WELLS FARGO BANK, N.A. and
FEDERAL HOME LOAN
MORTGAGE CORPORATION.

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF ORANGE

I, Gretchen Grant, am employed in the County of Orange, State of California. I am over the age of eighteen (18) and not a party to the within action. My business address is 4665 MacArthur Court, Suite 280, Newport Beach, California 92660.

On September 19, 2011, I served the foregoing document described as **NOTICE OF WITHDRAWAL OF NOTICE AND MOTION TO DISMISS BY DEFENDANTS WELLS FARGO BANK, N.A. AND FEDERAL HOME LOAN MORTGAGE CORPORATION** on the interested parties in this action as follows:

☒ [X] by placing ☐ [] the original ☒ [X] a true copy thereof enclosed in sealed envelope(s) addressed as follows:

Wendell Jamon Jones

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Attorneys for Defendant Cal-Western Reconveyance Corporation

☒ [X] (BY MAIL) I deposited such envelope(s) in the mail at Newport Beach, California. The envelope was mailed with postage thereon fully prepaid. I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Such correspondence is deposited with the United States Postal Service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☐ [] (BY ELECTRONIC MAIL) I caused each such document to be transmitted electronically to the parties at the e-mail address indicated. To the best my knowledge, the transmission was reported as complete, and no error was reported that the electronic transmission was not completed.

1 [] (BY FACSIMILE) I faxed such document from Newport Beach, California, to the
2 facsimile number(s) shown on the attached service list. The sending facsimile machine
3 number is (949) 477-9200. The transmission was reported as completed and without
4 error, and the transmission report was properly issued by the transmitting facsimile
5 machine, pursuant to California Rules of Court, Rule 2006(d).

6 [] (BY PERSONAL SERVICE) I caused such documents to be delivered by hand to the
7 offices of the addressee(s) listed on the attached service list.

8 [] (BY FEDERAL EXPRESS) I placed true and correct copies of thereof enclosed in a
9 package designated by Federal Express with the delivery fees provided for.

10 [X] (FEDERAL) I declare that I am employed in the office of a member of the bar of this
11 court at whose direction the service was made.

12 Executed on September 19, 2011 at Newport Beach, California.

13 
14 Gretchen Grant